

THOMAS E. FRANKOVICH (State Bar #074414)
THOMAS E. FRANKOVICH,
A PROFESSIONAL LAW CORPORATION
1165 Hoff way, #205
Orland, CA 95963
Telephone: 415-389-8600
Email: tfrankovich@disabilitieslaw.com

Attorney for Plaintiff
BYRON CHAPMAN

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

BYRON CHAPMAN,

Plaintiff,

v.

LARKSPUR ECONO GAS; VECANE
SOSSIKIAN; THERESA SOSSIKIAN;
VICTESS INC a California Corporation
d.b.a. LARKSPUR ECONO GAS

Defendants,

CRB
CASE NO. 3:18-cv-05603-JCS

**STIPULATION OF DISMISSAL AND
~~[PROPOSED]~~ ORDER THEREON**

The Parties, by and through their respective counsel, stipulate to dismissal of this action in its entirety with prejudice pursuant to Fed.R.Civ.P.41(a)(2).

IT IS HEREBY STIPULATED by and between parties to this action through their designated counsel that the above-captioned action become and hereby is dismissed with prejudice and each side is to bear its own costs and attorneys' fees.

The parties further consent to and request that the Court retain jurisdiction over enforcement of the Agreement. *See Kokonen v. Guardian Life Ins. Co.*, 511 U.S. 375 (1994) (empowering the district courts to retain jurisdiction over enforcement of settlement agreements).

///

///

///

1
2 **IT IS SO STIPULATED.**

3 Respectfully Submitted,

4 Dated: July 2, 2019

5 THOMAS E. FRANKOVICH, APLC
6 ***A PROFESSIONAL LAW CORPORATION***

7 By: /s/ Thomas E. Frankovich
8 Thomas E. Frankovich
9 Attorneys for Plaintiff

10 Dated: July 3, 2019


Fisher & Phillips LLP

11 By: /s/ Brett Martin
12 Brett Martin
13 Attorneys for Defendants
14
15

16 **~~[proposed]~~ ORDER**

17 IT IS HEREBY ORDERED that this matter is dismissed with prejudice pursuant to
18 Fed.R.Civ.P.41(a)(2) and each side is to bear its own costs and attorneys' fees. IT IS FURTHER
19 ORDERED that the Court shall retain jurisdiction for the purpose of enforcing the parties'
20 Settlement Agreement and General Release should such enforcement be necessary.
21

22
23
24 Dated: July 8, 2019
~~Dated: July 2, 2019~~



25 ~~Honorable Magistrate Judge Joseph C. Spero~~
26 CHARLES R. BRYER
27 United States District
28 Judge